IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

SATURDAY, THE 18TH AUGUST 2007 / 27TH SRAVANA 1929

WP(C).No. 13109 of 2007(I)

PETITIONERS:
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1. **POOKUNJU, AGED 48, THAHIRA MANSIL, PADINJATEKARA P.O., THEVALAKARA, KARUNAGAPPILLY, KOLLAM DISTRICT.**

2. **THAHIRA, D/O.POOKUNJU, THAHIRA MANSIL, PADINJATEKARA P.O., THEVALAKARA, KARUNAGAPPILLY, KOLLAM DISTRICT.**

BY ADV. SRI.G.SREEKUMAR (CHELUR)
SRI.K.RAVI (PARIYARATH)

RESPONDENTS:
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1. **THE STATE OF KERALA, REP. BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE SUB INSPECTOR OF POLICE, CHAVARA THEKUMBHAGAM POLICE STATION, KOLLAM DISTRICT.**

3. **THE SUPERINTENDENT OF POLICE, KOLLAM DISTRICT.**

4. **THE DEPUTY SUPERINTENDENT OF POLICE, KARUNAGAPPILLY, KOLLAM DISTRICT.**

5. **THE CIRCLE INSPECTOR OF POLICE, CHAVARA POLICE STATION, KOLLAM DISTRICT.**

6. **IRSHAD, S/O.RAHIM, THEKEPURAKAL HOUSE, PALLISSERYKAL SASTHAMKOTTA P.O., KOLLAM DISTRICT.**

7. **RAHIM, THEKEPURAKAL HOUSE, SASTHAMKOTTA, KOLLAM DISTRICT.**

BY ADV. SRI.B.MOHANLAL
BY GOVERNMENT PLEADER SRI.SALIM P.A.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.13109/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE SECONDARY SCHOOL LEAVING CERTIFICATE OF THE DAUGHTER OF THE PETITIONER DT. NIL.

EXT.P2:- COPY OF THE ADMISSION TICKET FOR THE 1ST YEAR HIGHER SECONDARY EXAMINATION, 2007, MARCH OF THE DAUGHTER OF THE PETITIONER.

EXT.P3:- COPY OF THE CRIME MEMO OF THE CHAVARA THEKUMBHAGAM POLICE STATION IN CRIME NO.80/07 DT. 6.3.07.

EXT.P4:- COPY OF THE COMPLAINT LODGED BY THE PETITIONERS DT. . 9.4.07.

/TRUE COPY/

P.S. TO JUDGE

tss

K.BALAKRISHNAN NAIR &
HARUN-UL-RASHID, JJ.

W.P.(C) No.13109 of 2007-I

Dated 18th August, 2007.

JUDGMENT

Balakrishnan Nair, J.

The petitioners are father and daughter. The 6th respondent claims to be the husband of the 2nd petitioner. The 7th respondent is his father. The petitioners submit, earlier there was a habeas corpus writ petition filed before this Court by the 1st petitioner on the allegation that the 2nd petitioner is detained by the 6th respondent illegally. The said writ petition was closed, as the 2nd petitioner submitted that she is not illegally detained and she went away with the 6th respondent. Later, the 2nd petitioner deserted the 6th respondent and joined her father and now, they are residing together. Infuriated by the conduct of the 2nd petitioner, respondents 6 and 7 are trying to harm them, it is submitted. In the above background the police was moved for protection and thereafter, this writ petition is filed, seeking appropriate reliefs.

2. The learned Government Pleader, upon instructions, submitted that respondents 6 and 7 were warned by the police not to

cause any harassment to the petitioners. The learned counsel for respondents 6 and 7 submitted that the said respondents have no intention whatsoever to harm the petitioners physically.

3. In view of the above position, no orders are required in this writ petition. But, if there is any threat to the lives of the petitioners from respondents 6 and 7, they may move respondents 2 and 5. In that event the said respondents will look into the same and take appropriate action in accordance with law.

The writ petition is disposed of as above.

K. BALAKRISHNAN NAIR, JUDGE.

HARUN-UL-RASHID, JUDGE.

nm.